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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

HAO CHEN,

Plaintiff,

v.

MICHAEL CHERTOFF, Secretary of the
Department of Homeland Security;
ROBERT S. MUELLER, Director of
Federal Bureau of Investigations,

Defendants.

No. C 08-2396 EMC

**STIPULATION TO DISMISS AND
[PROPOSED] ORDER**

Plaintiff, by and through his attorney of record, and Defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled action without prejudice in light of the fact that the United States Citizenship and Immigration Services is now prepared to adjudicate Plaintiff's application for naturalization and agrees to do so within 30 days of the dismissal of this action.

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Stipulation to Dismiss
C 08-2396 EMC

Each of the parties shall bear their own costs and fees.

Date: July 25, 2008

Respectfully submitted,

JOSEPH P. RUSSONIELLO
United States Attorney

/s/
EDWARD A. OLSEN¹
Assistant United States Attorney
Attorneys for Defendants

Date: July 24, 2008

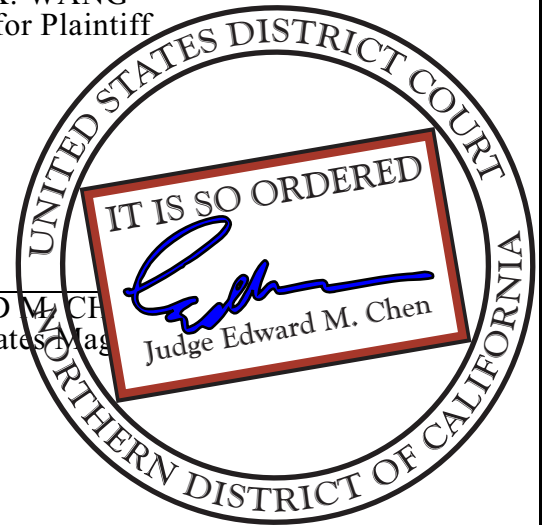
/s/
JUSTIN X. WANG
Attorney for Plaintiff

ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Date: July 25, 2008

EDWARD M. CHEN
United States Magistrate Judge



¹ I, Edward Olsen, hereby attest that I have on file all holograph signatures for any signatures indicated by a “conformed” signature (/S/) within this efiled document.